

FAQs on Consents to Easement

Q. What is easement property?

A. In addition to property the Government acquired in fee for project construction, each project has specific areas over which flowage easement rights were acquired. Fee title to those lands is still held by private landowners, but the Government has the right to flood the land, and to prohibit and/or restrict structures on the land.

Q. How can I find out if my property has a flowage easement and what restrictions apply?

A. All flowage easements are recorded in the county in which the property lies. If your property is encumbered by a flowage easement, you should review the flowage easement that pertains to your property and be familiar with the limitations and restrictions it imposes.

Q. How is the flowage easement boundary marked?

A. In the Louisville District, Corps easement boundary is generally marked as reference points with posts and monuments and blazes on trees. If you have questions about the location of the U.S. Government boundary, contact the lake office. A field visit appointment with a Corps Ranger can be scheduled to assist you in locating the boundary, or in answering any other questions you may have concerning flowage easements, encroachments and our permit program. However, it is the property owner's responsibility to accurately identify boundaries by survey.

Q. What structures can be placed on easement property?

A. Structures for human habitation are strictly prohibited, and the Government will not consent to any structure that can, or could be, utilized for such use. The Government may issue a Consent to Easement for other types of structures, if they do not jeopardize the Government's right to flood the property, do not present an environmental or hazardous threat to the project, and do not support or facilitate an existing encroachment.

Q. How do I apply for a Consent to Easement?

A. Requests for a Consent to Easement should be made at the lake office.

Q. What is the fee for a Consent to Easement?

A. There is no fee for a Consent to Easement.